4/A EW. 1-19-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Frank E. Joutras, et al.) Patent Application

Serial No: 09/379,851) Group Art Unit: 3764

Filed : August 24, 1999) Examiner: D. Pothier

For : EXERCISE APPARATUS) Date: January 3, 2001

AND TECHNIQUE

<u>AMENDMENT</u>

Box Fee Amendment Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

In response to the Office action mailed October 11, 2000, in the above-identified case, please amend this application as follows:

01/10/2001 WKOROMA 00000012 09379851

01 FC:203

36.00 OP

IN THE CLAIMS

Claim 3, line 1, change, "3" to - -2- -.

Claim 3, line 2, change, "member" to - - members- -:

Claim 4, line 1, change "3" to - -2- -.

Rewrite claim 2 as follows:

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2. (Amended) Orthotic apparatus according to claim 1 in which said friction means includes first and second friction members and [a] the means for adjusting includes control means having a program; said program controlling pressure between said first and second friction members.

Case Docket No.

558-9-13-1

In re application of Frank E. Joutras, et al.

Serial No. 09/379,851

Group Art Unit: 3764

Filed August 24, 1999

Examiner: D. Pothier

For EXERCISE APPARATUS AND TECHNIQUE Box Fee Amendment Assistant Commissioner for Patents Washington, D.C. 20231

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AN 16 2001 -

Sir:

Transmitted herewith is an amendment in the above-identified application.

- X Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.
- A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.
- No additional fee is required.

The fee has been calculated as shown below:

	Column 1	1	Column 2	Column 3	Smal]	L Entity	
{/////	Claims	<i>\\\\\\</i>	Highest				
//////	Remaining	<i>\/////</i>	Number	1		Addi-	
<i>\</i> //////	After	<i>{//////</i>	Previously	Present		tional	
	Amendment	<i>//////</i>	Paid For	Extra	Rate	Fee	
Total	* 24	Minus	** 20	= 4	x 9	\$ 36	
Indep.	* 3	Minus	*** 3	= 0	x 40	\$ 0	
First presentation of multiple dependent claim							
Total Additional Fee							

Other Than A Small Entity

Rate	Addi- tional Fee				
x 18	\$				
x 80	\$				
+270	\$				
Total	\$				

or

*If the entry in Column 1 is less than the entry in Column 2, write "0" in Column 3.

**If the 'Highest Number Previously Paid For' IN THIS SPACE is less than 20, write "20" in this space.

***If the 'highest Number Previously Paid For' IN THIS SPACE is less than

3, write "3" in this space.

The 'Highest Number Previously Paid For' (Total or Independent) is the highest number found from the equivalent box in Column 1 of a prior amendment or the number of claims originally filed

FORM PTO-1083



Case Docket No. 558-9-13-1

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- [X] A check in the amount of \$36.00 is attached.
- [X] The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 03-0778

 A duplicate copy of this sheet is attached.
 - [X] Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
 - [X] Any patent application processing fees under 37 CFR 1.17.

Jaunuary 3, 2001

Date

Attorney of Record Vincent L. Carney P.O. Box 80836 Lincoln, NE 68501 (402) 465-8808

Reg. No. 20,688

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Applicant: Frank E. Joutras, et al.

) Patent Application

Serial No: 09/379,851

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) Examiner: D. Pothier

For

: EXERCISE APPARATUS

AND TECHNIQUE

) Date: January 3, 2001

CERTIFICATE OF MAILING

I hereby certify that this election with traverse is being deposited with the United States Postal Service as first class mail in an envelope addressed to Box Fee Amendment, Assistant Commissioner for Patents, Washington, D.C. 20231, on January 3, 2001.

Vincent L. Carney

Attorney for the Applicant

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Lincoln, NE 68501-0836

-Ref: 558-9-13-1